Committee Room, City Hall,
April 27th, 1920.

ELEVENTH MEETING (MINORITY)

NO. 2 COMMITTEE meets in the Committee Room, City Hall, on Tuesday, April 27th, 1920, at 8 p.m.
PRESENT: Aldermen Moorhead (Acting Chairman) and Ashton.

195 ACCOUNTS.

The following accounts, being examined and found correct, are, upon motion, passed for payment, viz:

| | | | |
|---|---|---|---|
| Dominion Rubber system | 51.16 | J.H.Tate | 34.88 |
| Chas. R. Quick | 6.00 | Pay Sheet | 33.32 |
| H.B.Butterworth | 58.00 | E.K.Bragg | 58.33 |
| L.F.Roberton | 41.66 | W.R.Hunter | 62.50 |
| W.R.Hunter | 87.50 | P.McCartney | 20.00 |
| E.C.Dodd | 75.00 | W.A.Kilpatrick | 56.25 |
| London Street Railway | 25.00 | Pay Sheet | 1123.31 |
| Fraser & Moore | 53.90 | C.P.R. | 1.66 |
| W.E.Stephens | 75.00 | R.W.Garrett | 72.91 |
| Pay Sheet | 3972.14 | Grand Trunk Ry. | 56.60 |
| C.E.Howard | 49.25 | C.E.Howard | 62.50 |
| Chas. R. Quick | 31.50 | Pay Sheet | 670.20 |
| Grand Trunk Ry. | 1.00 | Pay Sheet | 202.38 |
| Pay Sheet | 1017.36 | J.McNamara | 48.00 |
| Pay Sheet | 1298.56 | Pay Sheet | 403.42 |
| Pay Sheet | 189.98 | Wm. McCracken | 8865.00 |
| J.W.Dawkins | 52.00 | Chas. R. Quick | 40.50 |
| W.Parkinson | 61.34 | W.Heamsn & Sons | 267.91 |
| Jas. McCormick | 107.15 | F.Dunn, | 4.05 |
| London Advertiser | .34 | Public Utilities Commission | 49.02 |
| Reliance Machine Wks. | 3.50 | London Soap Co. | 7.50 |
| Warfen Bros. | 8.00 | Thompson Battery Co. | .85 |
| Canadian Oil Co. | 13.25 | C.F.Cole Co. Ltd. | 3.85 |
| W.Heaman & Son | 146.16 | Hobbs Hardware Co. | 211.01 |
| Reliance Machine Works, repairs | 19.56 | F.H.Hopkins & Co. | 5900.00 |
| Hayman & Mills | 582.03 | London Concrete Machine Co. | 4.00 |
| Karn Shoe Co. | 5.85 | Guelph Spring Axle Co. | 52.80 |
| Clark Machinery Co. | 24.45 | Fire Dept. | 21.60 |
| Canadian Oil Co. | 146.03 | Raymond Bros. | 220.00 |
| J.McMurphy | 195.17 | London Stencil & Stamp Co. | 1.50 |
| Br.American Oil Co. | 1.85 | W.A.Brock | 1.05 |
| Engineering Pub. Co. | 2.40 | E.Leonard & Sons | 44.49 |
| National Drug & Chem. Co. | 40.44 | Independent Concrete Pipe | 518.45 |
| Forest City Laundry | .98 | Columbia Handle Co. | 8.42 |
| Imperial Oil Limited | 5008.50 | Can. Bureau of Credits | 10.00 |
| General Accident Assce Co. | 33.00 | Public Utilities Comm. | 1.64 |
| F.H.Hopkins & Co. | 36.81 | Fire Dept. | 103.00 |
| Rigney Bros. | 1098.87 | Superior Machiner Co. | 4.07 |
| C.F.Jones & Co. | 3.50 | D.H.Gillies & Son | 167.00 |
| Pay Sheet | 1792.14 | Pay Sheet | 6819.30 |
| Massey Harris Co. | 49.34 | | |
| | | | $42028.94 |

196 CLOSING WILTON AVENUE (see par. 153,173)

Grand Trunk Railway Company stating that they have been furnished with a copy of the resolution passed by the Council in regard to the proposed closing of Wilton Avenue. The copy of the resolution is dated the 30th ultimo and in which it is suggested that their Company give a deed of the land that would be required in case the City Council hereafter decided to open up Eleanor Street across the St. Mary's Branch. This arrangement is not one that can be legally carried out. There seems to be some misunderstanding about the necessity for obtaining a deed of land from this Company in connection with these street extensions. The matter of opening up a new highway crossing over any part of Railway Company's tracks or property is one that is within the jurisdiction of the Board of Railway Commissioners, (see section 256 of the Railway Act) and heretofore in cases where they have made orders directing or allowing the opening of a crossing over the Company's tracks they have not usually directed that the Railway Company should deed the land for that purpose, nor on the other hand, have they allowed the Railway Company to make a charge for the necessary land required for the opening up of the street. Thus it will be seen that the necessary authority from the Board of Railway Commissioners to open up this street must first be obtained, and is a condition precedent, and as to what

arrangement should be made about the conditions respecting lands required, and the cost of maintenance and protection must be all settled by the Board.

If the application is made on behalf of the city for the opening up of the street they would be considered the seniors and would contend that the cost of all protection work should be assumed by the municipality, also that it is not expedient to open any level crossings unless a very strong case is made, showing the public necessity for such crossing.

He hopes that the explanations he has endeavored to make in this letter will allow the matter of the arrangement about closing Wilton Avenue to proceed to a conclusion without tacking on it any matter relating to the opening of Eleanor Street, and if that opening is a public necessity that the application be made to the Board of Railway Commissioners, subject to the rights of all parties.

Referred to the Council.

197 CLERK'S REPORT ON LOCAL IMPROVEMENTS.

S Baker reporting that he had received sufficiently signed petitions for:

(a) A sewer on Egerton Street, Grafton to Pine Streets.
(b) A cement sidewalk on the west side of Brisbin Street, between Dakin Street and the end of Street.
(c) Opening Woodman Avenue, between Queens Avenue and Lorne Avenue.
(d) Oiling Mt. Pleasant Avenue, between Forward Avenue and Douglas Ave.

and an insufficiently signed petition for a sewer on Glebe Street, between Dundas and King Streets.

Filed.

Upon motion the Clerk is instructed to advise the petitioners for oiling Mt. Pleasant Avenue, between Forward Avenue and Douglas Avenue that this can only be done on a cash payment basis, the same as last year.

S Baker reporting that the Board of Health adopted a motion recommending the construction of a sanitary sewer on Glebe Street, between Dundas and King Streets, on sanitary grounds.

Upon motion the matter is referred to the Engineer for report.

Upon motion the Woodman Avenue matter is referred to the Engineer with instructions to interview the ratepayers.

198 GOOD ROADS.

S Baker calling attention to the article in the "Globe" on good roads.

City of Toronto promising to give the matter attention.

Woodstock stating that the matter had been discussed and action will be taken.

Port Arthur supporting the proposition.

Welland stating that the Council had adopted the following motion, namely:

"The City Council of Welland hereby wish to protest strenuously against the amendments to the Highways Act which we understand will be introduced in the Legislature by our representative, Mr. Cooper, M.P., this week, re increasing the rate to be paid by cities for county roads, from one half mill to one mill on the total assessment, believing as we do that ninety per cent of automobile license fees come from the cities of which nine in returned, and that this money is said to be spent on County roads. We therefore, believe that cities are now paying more than their share, and that a copy of this resolution be forwarded to Mr. Cooper, by wire, at once."

Filed.

199 GOOD ROADS ASSOCIATION.

Canadian Good Roads Association asking payment of annual fee amounting to $10.00.

Upon motion the membership fee of $10.00 is passed for payment.

200 STANDARD PAVING COMPANY HOLD BACK (see par. 93)

Standard Paving Company stating that something over a month ago the Board of Works referred to the Chairman and City Engineer for report on repairs made to their pavement on Ridout Street where said pavement sunk into a hole which had been made by leaky water main.

The repairs mentioned were made arbitrarily by the Engineer last year and something like $900.00 interest due them on account of retained moneys has been held back ever since until this matter is settled.

As they were in no way to blame for the condition of the street, their guarantee covering only workmanship and materials, over which there has never been any dispute or question, they asked that the matter be brought before the proper Committee so that we can get the matter straightened up as they have waited about as long for their money as they feel they should be asked to wait. There was no provision made in their contract to cover test holes or soundings in the subgrade, and the maximum test asked for was that grade be rolled with the city roller, which was done.

that they do not consider they are in any way responsible for the condition of the street.

Engineer Brazier reporting that the matter had been referred to himself and Alderman Wilson to interview the Solicitor, but, on account of the illness of the Chairman, he had been unable to go into the matter.

Upon motion Alderman Moorhead is instructed to take the place of Alderman Wilson and to interview the City Solicitor.

201 GORMAN & ECKERT GARBAGE COMPLAINT.

Gorman, Eckert & Co. stating that they cannot see why they should be charged garbage tax for their plant when they have no service. Practically all garbage at their plant is burned up in their own furnaces and they would like to be relieved of this charge in their taxes.

Upon motion the Clerk is instructed to advise Messrs. Gorman, Eckert & Company that there was no exemption from garbage tax.

202 ROGERS AVENUE SANITARY SEWER.

S.Baker stating that he had been instructed by the Housing Commission to ask for information as to the probability of a sanitary sewer being provided for lot on the corner of Rogers Avenue and Wharncliffe Road, at an early date.

Engineer Brazier reports that the matter cannot be dealt with until the whole question of sanitary sewer system for London West be taken up.

203 TEAMSTERS' COMPLAINT. (see par. 94,163)

There being no one present on behalf of the teamsters, the matter was filed and the teamsters advised to interview the Engineer.

Engineer Brazier reports that he was employing fifty-eight city teams and thirteen non resident teams. His reason for employing non-resident teams was that he could not get more city teams.

204 LINWOOD STREET WALK (see par. 171)

S.Baker to the Police Commission stating that he had been instructed by No. 2 Committee to request the Police Commission to enforce the provisions of the city by-law respecting driving over sidewalks. There appears to be some misunderstanding or indefiniteness in the wording of the by-law. It was the intention of the Committee that sidewalks should include gravel or cinder paths, and the Committee would much appreciate the assistance of the Police Magistrate in advising them as to the necessary amendments to the by-law, if any, to make this quite clear.

He had received no reply.

205 DUNDAS STREET SEWER (see par. 137,169)

S.Baker to R.P.Fairbairn, April 14th, stating that the City of London proposes to construct a sanitary sewer on Dundas Street east. He was instructed by No. 2 Committee to request that the Provincial Government will assume and pay their proportion of the cost thereof. The Committee are prepared to accept a cash payment or ten annual instalments. A statement of cost is sent herewith. He asked that Mr. Fairbairn take this matter up and let him know the decision of the Government on the matter.

H.A.Brazier stating that he is advised by Reeve Clarke that the Council of the Township of London is opposed to the construction of any sewer for which they would be required to pay a portion of the cost.

Upon motion the matter is referred to the Engineer and Chairman to interview the London Township Council.

206 FOULING STREETS.

H.A.Brazier stating that teamsters and others removing earth and material from excavations for building operations, etc. are allowing the material to fall from their wagons, keeping the pavement in a very dirty condition. He suggested that the Police Commission be asked to take whatever action is necessary to eliminate this nuisance. Subsection 5 of section 1 of By-law No. 5802 is as follows:

> "No person shall encumber, injure or impede traffic, obstruct or foul any highway, street, road, square, alley, lane, bridge or other communication within the city of London by sweeping, throwing, placing or depositing any dirt, filth or the carcass of any animal thereon."

Upon motion the Clerk is instructed to call the attention of the Police Commission to the matter and request enforcement of the by-law.

207 NELSON STREET.

H.A.Brazier submitting copy of letter received from the City Solicitor re Nelson St. (Furnival Terrace) and recommending that the necessary by-law be prepared.

T.G.Meredith stating that according to the plan received from the Department of lands, Forests and Mines, it would appear that the width of Furnival Terrace is sixty-six feet. He understands that the Mines has had a measurement taken from the street to the north of

Furnival Terrace, and that according to the survey made by the Engineer the fence is out a considerable distance upon Furnival Terrace. If the City desires to have the fence removed it will be necessary to have a by-law prepared for that purpose.

Upon motion the recommendation of the Engineer is adopted.

208 BEATTY AVENUE WALK.

H.A.Brazier with reference to the cinder sidewalk approach at the south end of the new L.& P.S.Ry Bridge across the River Thames, a number of complaints have been received, and which he finds are quite justified, that the cinder footpath has been covered up with clay and other materials removed from the new Medical School. He has taken up the matter of the removal of this material with the grading contractors for the School and also Mr. Buchanan, General Superintendent, who promised that the matter would receive attention, but to date nothing has been done. He asked consideration of the matter.

Upon motion Engineer Buchanan is requested to give the matter attention and have the clay and other materials removed.

209 KING STREET BRIDGE APPROACH.

H.A.Brazier submitting plan No. N - 2 - 18 showing proposed improvement to King Street bridge approaches. At the west end it is proposed to eliminate the very sharp turn at the end of the present plank roadway. In order that this may be done, Mr. Collinson, the owner of the property on the north side of Becher Street, is willing to give to the City the piece of land shown in pink on the before mentioned plan providing that the improvement be proceeded with within a reasonble time and that he is exempt from local improvement taxatopm for curbs and gutters and sidewalk already constructed which will have to be reconstructed and also for all new work constructed in place of the present bridge trestle. He recommended that the offer be accepted and the City Solicitor requested to prepare the necessary deed.

At the east end of the bridge it is proposed to gradually eliminate the present trestle with earth and other filling making the roadway twenty-four feet wide instead of sixteen feet and also to raise the grade of Thames Street north and south of King Street to a sufficient height to make a level crossing as shown on the plan.

Tocarry out these improvements it is necessary to construct wing walls to and strengthen the present piers of the main river span of the bridge and also retaining walls as shown in the heavy red line. An estimate of cost of this portion of the work will be submitted at an early date for consideration.

Upon motion the recommendation of the Engineer with respect to the west end is adopted and the matter of the east end laid over, for an interview with the Ontario Spring Bed and Mattress Company representative.

Mr. Bridgeman, on behalf of the Company wished information as to how the work was proposed in order that their property might be protected.

210 MRS. WARMAN FENCE.

H.A.Brazier stating that complaints have been received relative to the erection of a fence which encroaches upon the survey lane at the north west corner of Lot No. 36, registered plan No. 234 and owned by Mrs. Cy Warman at the corner of Cheapside and St. George Streets. On the 19th of September, 1919, he wrote Mrs. Warman as per the attached letter, which was not acknowledged, neither has the fence been changed. He asked consideration of the matter.

H.A. Brazier to Mrs. Warman, Sept.19th, 1919, stating that according to registered plan No. 234, lot No. 36 should have the north west corner splayed or cut off as shown on this sketch. He finds that the fences are carried through in a straight line to their points of intersection. He asked that the fence be rebuilt to the correct line, and stated that if she was in any doubt as to the correct line he would be glad to furnish her with the information.

Upon motion the recommendation of the Engineer is adopted.

211 LOCAL IMPROVEMENTS.

H.A.Brazier recommending the construction of the following local improvements, namely:

(A) On petition

(1) A tile sewer on Egerton St., from Grafton to Pine Sts.

(B) On a two-third vote.

(2) A cement curb and gutter at the intersection of Elmwood & Wortley Rd.
(3) A sheet asphalt pavement " " " " " " " "
(4) A tile sewer on Connaught St., from Curry St. to Higgins St.
(5) Private drain Connections on Langarth St., from Wortley Rd. to Cathcart.

Upon motion the recommendation of the Engineer is adopted.

Upon motion the Committee adjourned as it was understood that the train from Toronto would not be in until ten o'clock.